



GILA RIVER INDIAN COMMUNITY

SACATON, AZ 85247

RESOLUTION GR-132-97

A RESOLUTION DESIGNATING GILA RIVER TELECOMMUNICATIONS, INC. AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER

WHEREAS, the Gila River Indian Community (the "Community") is a federally recognized Indian Tribe with all powers, rights and privileges attendant thereto; and

WHEREAS, the Constitution and Bylaws of the Gila River Indian Community (1960) has conveyed certain powers and authority upon the Gila River Indian Community Council (the "Community Council"), among them, the power and authority to issue a Certificate of Convenience and Necessity for the construction, operation and maintenance of a wireline telecommunications system within the Gila River Indian Reservation; and

WHEREAS, pursuant to this authority, the Community Council issued a Certificate of Convenience and Necessity ("Certificate") to Gila River Telecommunications, Inc. ("GRTI") on December 21, 1988, which has been amended through the adoption of Resolution GR-106-89 and Resolution GR-163-90; and

WHEREAS, Section 214(e) of the Telecommunications Act of 1996 and Sections 54.201-207 of the Rules of the Federal Communications Commission ("FCC") provide for the designation of "eligible telecommunications carriers" by the regulatory bodies having jurisdiction over these carriers for the purpose of directing the flow of federal Universal Service funding; and

WHEREAS, the availability of Universal Service funding has encouraged GRTI to invest in modern telecommunication networks and to provide quality telecommunication services at reasonable prices to its customers; and

WHEREAS, the Community will benefit from the continued and uninterrupted receipt of cost recovery from interstate mechanisms established to foster universal service, because the amount of cost to be recovered through basic, recurring charges to users will be minimized accordingly, thereby assisting efforts to maintain reasonable basic rate levels; and

WHEREAS, the Community Council finds that GRTI has satisfied the requirement for advertising the availability of its services by utilizing standard subscriber notification, public notice and marketing procedures; and

WHEREAS, the Community Council finds that GRTI utilizes its own facilities-based network to provide (1) voice grade access to the public switched network; (2) access to free of charge "local usage" defined as an amount of minutes of use of exchange service; (3) dual tone multi-frequency signaling or its functional equivalent; (4) single-party service or its functional equivalent; (5) access to emergency services; (6) access to operator services; (7) access to interexchange service; and (8) access to directory assistance; and

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WHEREAS, the Community Council finds that GRTI provides toll blocking, but toll control is virtually unavailable within the United States because it requires instantaneous real time call rating. Accordingly, the Community Council grants a suspension of this requirement, to the extent that such a suspension is required.


NOW, THEREFORE BE IT RESOLVED, that the Community Council hereby:

1. finds GRTI to have satisfied the conditions necessary for designation as an Eligible Telecommunications Carrier;
2. designates GRTI as an Eligible Telecommunication Carrier within its local exchange service area;
3. authorizes the Governor or Lieutenant Governor to execute any and all documents necessary to implement this Resolution; and
4. requests that the Board of Directors of GRTI take the necessary actions and execute the necessary documents to carry out the intent of this Resolution.

CERTIFICATION

Pursuant to authority contained in Article XV, Section 1, (a), (7), (18), and Section 4 of the amended Constitution and Bylaws of the Gila River Indian Community, ratified by the Tribe January 22, 1960 and approved by the Secretary of the Interior on March 17, 1960, the foregoing Resolution was adopted this 3rd day of December, 1997, at a Regular Community Council Meeting held in District #3, Sacaton, Arizona, at which a quorum of 14 Council Members were present by a vote of: 14 FOR; 0 OPPOSE; 0 ABSTAIN; 3 ABSENT; 0 VACANCY.

GILA RIVER INDIAN COMMUNITY


GOVERNOR

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GILA RIVER INDIAN COMMUNITY

ATTEST:


COMMUNITY COUNCIL SECRETARY

**DECLARATION OF FRED SHEPHERD
GENERAL MANAGER OF SAN CARLOS TELECOMMUNICATIONS, INC.**

I, Fred Shepherd, General Manager of San Carlos Telecommunications, Inc. ("SCTI"), do hereby declare under penalty of perjury, that SCTI offers the following services throughout its service area:

- 1) voice grade access to the public switched network;
- 2) access to free of charge "local usage," i.e., an amount of minutes of use of exchange service;
- 3) dual tone multi-frequency signaling;
- 4) single-party service;
- 5) access to emergency services through seven-digit dialing;
- 6) access to operator services;
- 7) access to interexchange service; and
- 8) access to directory assistance.

Date:

12/15/97


Fred Shepherd

**DECLARATION OF CHARLES W. WIESE
GENERAL MANAGER OF TOHONO O'ODHAM UTILITY AUTHORITY**

I, Charles W. Wiese, General Manager of Tohono O'odham Utility Authority ("TOUA"), do hereby declare under penalty of perjury, that TOUA offers the following services throughout its service area:

- 1) voice grade access to the public switched network;
- 2) access to free of charge "local usage," i.e., an amount of minutes of use of exchange service;
- 3) dual tone multi-frequency signaling;
- 4) single-party service;
- 5) access to emergency services;
- 6) access to operator services;
- 7) access to interexchange service;
- 8) access to directory assistance; and
- 9) toll blocking services.


Charles W. Wiese

Date: December 16, 1997

CERTIFICATE OF SERVICE

I, Colleen von Hollen, of Kraskin & Lesse, LLP, do hereby certify that on the 18th day of December 1997, a copy of the attached Petition for Designation as Eligible Telecommunications Carriers, was hand-delivered to the following parties:

Colleen von Hollen
Colleen von Hollen

Chairman William Kennard
Federal Communications Commission
1919 M Street, NW, Room 814
Washington, DC 20554

Commissioner Susan Ness
Federal Communications Commission
1919 M Street, NW, Room 832
Washington, DC 20554

Commissioner Harold Furchtgott-Roth
Federal Communications Commission
1919 M Street, NW, Room 802
Washington, DC 20554

Commissioner Gloria Tristani
Federal Communications Commission
1919 M Street, NW, Room 826
Washington, DC 20554

Commissioner Michael Powell
Federal Communications Commission
1919 M Street, NW, Room 844
Washington, DC 20554

Richard Metzger, Chief
Common Carrier Bureau
Federal Communications Commission
1919 M Street, NW, Room 500
Washington, DC 20554

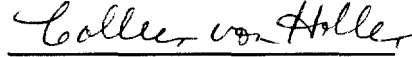
Kenneth P. Moran, Chief
Accounting & Audits Division
Federal Communications Commission
2000 L Street, NW, Room 812
Washington, DC 20036

Timothy Peterson
Deputy Chief
Accounting & Audit Division
Federal Communications
Commission
2000 L Street, NW, Room 812
Washington, DC 20036

Lisa Gelb, Chief
Universal Service Branch
Common Carrier Bureau
Federal Communications
Commission
2100 M Street, NW, Room 800
Washington, DC 20554

Certificate of Service

I, Colleen von Hollen, of Kraskin, Lesse & Cosson, LLP, 2120 L Street, NW, Suite 520, Washington, DC 20037, do hereby certify that on this 28th day of January, 1998, a copy of the foregoing Supplement to Petition for Designation as Eligible Telecommunications Carriers was sent via first class U.S. Mail, postage prepaid to the following parties:


Colleen von Hollen

Sheryl Todd (3 paper copies and 1 diskette) *
Universal Service Branch
Accounting and Audits Division
Federal Communications Commission
2100 M Street, NW, Room 8611
Washington, DC 20554

Cheryl Leanza *
Universal Service Branch
Federal Communications Commission
2100 M Street, NW, Room 8605
Washington, DC 20554

ITS, Inc. *
1919 M Street, NW, Room 246
Washington, DC 20554

Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

John Ricker
USAC
100 South Jefferson Road
Whippany, NJ 07981

Joanne Biggs
NECA
1050 17th Street
Suite 1950
Denver, CO 80265

* Via Hand Delivery